

### **Sec. 2-903. Abolishment of public safety telecommunications authority.**

The public safety telecommunications authority is hereby abolished. In addition, to the extent any provision of this article conflicts with Executive Order No. 96-1, this article controls.

(No. 26989-1, 6-12-02)

### **Sec. 2-904. Reporting of information.**

- (a) If any provision of the Code of Ordinances or any executive order issued by the mayor calls for the regular use of data in the possession of the department of public safety telecommunications, the department of public safety telecommunications shall supply the needed data set to the department or organization that, by ordinance or executive order, shall utilize it. The department of public safety telecommunications shall supply said data to said department or organization in accordance with a joint administrative directive-adopted pursuant to subsection (b) of this section.
- (b) For each data set to be regularly supplied to a department or organization pursuant to subsection (a) of this section, there shall be a joint administrative directive. The joint administrative directive shall be adopted and may be amended by joint agreement of the corporation counsel, the director of public safety telecommunications and the administrative head of the department or organization that, by ordinance or executive order, shall utilize said data set. Any disagreement between these parties in the substance of such a joint administrative directive shall be presented to the mayor, who shall decide the question.
- (c) Notwithstanding any other provision of the Code of Ordinances, any joint administrative directive adopted pursuant to subsection (b) of this section shall be construed as an authoritative interpretation of the meaning and intent of any ordinance or executive order in question and may include any or all of the following:
  - (1) The frequency of the delivery of said data, unless the ordinance or executive order in question shall proscribe such frequency;
  - (2) The particular database format to be used;
  - (3) The data fields to be included and the name of each field;
  - (4) The parameters for determining whether each particular record item shall be included in the data set; and
  - (5) Any other matter relevant to the implementation of the meaning and intent of the ordinance or executive order in question.

(No. 26989-1, 6-12-02)

## **Chapter 3 ADVERTISING\***

---

**\*Charter references:** Authority to provide for and regulate printing and advertising done for the city, § 531; authority to regulate signs, § 534.

---

### **Sec. 3-1. Definitions.**

As used in this chapter unless the context otherwise clearly indicates:

*Commercial handbill* shall mean any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper booklet, or any other printed or otherwise reproduced original or copies of any matter of literature:

- (1) Which advertises for sale any merchandise, produce, commodity, or thing; or
- (2) Which directs attention to any business or mercantile or commercial establishment, or other activity, for the purpose of either directly or indirectly promoting the interest thereof by sales; or
- (3) Which directs attention to or advertises any meeting, theatrical performance, exhibition, or event of any kind, for which an admission fee is charged for the purpose of private gain or profit; but the terms of this clause shall not apply where an admission fee is charged or a collection is taken up for the purpose of defraying the expenses incident to such meeting, theatrical performance; exhibition, or event of any kind, when either of the same is held, given or takes place in connection with the dissemination of information which is not restricted under the ordinary rules of decency, good morals, public peace, safety and good orders; provided, that nothing contained in this clause shall be deemed to authorize the holding, giving or taking place of any meeting, theatrical performance, exhibition, or event of any kind, without a license, where such license is or may be required by any law of this state, or under any ordinance of this city; or
- (4) Which, while containing reading matter other than advertising matter, is predominantly and essentially an advertisement, and is distributed or circulated for advertising purposes, or for the private benefit and gain of any person so engaged as advertiser or distributor.

*Newspaper* shall mean any newspaper of general circulation as defined by general law, any newspaper duly entered with the United States Postal Service, in accordance with federal statute or regulation, and any newspaper filed and recorded with any recording officer as provided by general law; and, in addition thereto, shall mean and include any periodical or current magazine regularly published with not less than four (4) issues per year, and sold to the public.

*Noncommercial handbill* shall mean any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, newspaper, magazine, paper, booklet, or any other printed or otherwise reproduced original or copies of any matter of literature not included in the definitions of a "commercial handbill" or "newspaper" in this section.

*Private premises* shall mean any dwelling, house, building, for other structure, designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building, or other structure.

(Code 1970, § 3-1)

**Cross references:** Definitions and rules of construction generally, § 1-2.

**Cross references:** Zoning committee, § 2-111 et seq.; sealer of weights and measures, § 2-381 et seq.; city finances generally, § 2-476 et seq.; purchasing and sale regulations, § 2-531 et seq.; alcoholic beverages, Ch. 4; amusements, Ch. 5; licenses, permits and miscellaneous business regulations, Ch. 14; vehicles for hire, Ch. 24.

**State law references:** Authority to regulate signs and billboards, G.S. § 7-148(c)(7)(A)(v), (vi); advertising signs, G.S. §§ 21-50--21-63; requirement of permit for erection of billboard, G.S. § 21-50.

### **Sec. 3-2. Throwing or distributing handbills in public places.**

No person shall throw, deposit or distribute any commercial or noncommercial handbill in or upon any sidewalk, street or other public place; provided, however, that, it shall not be unlawful for any person to hand out or distribute, without charge to the receiver thereof, any commercial or noncommercial handbill in any public place to any person willing to accept it.

(Code 1970, § 3-2; Ord. of 10-00)

**Cross references:** Garbage, trash and refuse, Ch. 11; streets, sidewalks and public places, Ch. 21.

### **Sec. 3-3. Placing commercial and noncommercial handbills on vehicles.**

No person shall throw or deposit any commercial or non-commercial handbill in or upon any vehicle; provided, however, that, it shall not be unlawful for any person to hand out or distribute, without charge to the receiver, any non-commercial handbill to any occupant of a vehicle who is willing to accept it.

(Code 1970, § 3-3)

**Cross references:** Motor vehicles and traffic, Ch. 15.

### **Sec. 3-4. Depositing commercial or noncommercial handbills on vacant premises.**

No person shall throw or deposit any commercial or non-commercial handbill in or upon any private premises which are temporarily or continuously uninhabited or vacant.

(Code 1970, § 3-4)

### **Sec. 3-5. Distributing commercial and noncommercial handbills at inhabited private premises.**

- (a) No person shall throw, deposit or distribute any commercial or non-commercial handbill in or upon private premises which are inhabited, except by handing or transmitting any such handbill directly to the owner, occupant, or other person then present in or upon such private premises. In cases of inhabited private premises which are not posted, as provided in section 3-6, such person may place or deposit any such handbill in or upon

such premises provided they are so placed or deposited as to prevent their being blown or drifted about such premises or upon streets in front of such premises. Mailboxes may not be used for depositing handbills when prohibited by federal postal law or regulations.

- (b) The provisions of this section shall not apply to the distribution of mail by the United States nor to newspapers, as defined herein, except that newspapers shall be placed on private property in such a manner as to prevent their being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

(Code 1970, § 3-5)

### **Sec. 3-6. Distribution of handbills prohibited where premises properly posted.**

No person shall throw, deposit or distribute any commercial or non-commercial handbill upon any private premises, if requested by anyone thereon not to do so, or if there is placed on such premises in a conspicuous position near the entrance thereto a sign bearing the words: "No Trespassing," "No Peddlers or Agents," "No Advertisement," or any similar notice, indicating in any manner that the occupants of such premises do not desire to be annoyed or to have their right of privacy disturbed, or to have any such handbills left upon their premises.

(Code 1970, § 3-6)

### **Sec. 3-7. Dropping litter from aircraft.**

No person in any aircraft shall throw out, drop, or deposit within the city any litter, handbill or any other object.

(Code 1970, § 3-7)

### **Sec. 3-8. Posting notices prohibited.**

No person shall post or affix any notice, poster or other paper or device, calculated to attract the attention of the public, to any lamp post, public utility pole or shade tree, or upon any public structure or building, except as may be authorized or required by law.

(Code 1970, § 3-8)

### **Sec. 3-9. Advertising on the person prohibited.**

No person shall place or carry upon his person or cause to be placed or carried upon the person of another any advertising showboard, placard, or sign on any street, sidewalk, or other public place.

(Code 1970, § 3-9)

### **Sec. 3-10. Advertising vehicles prohibited.**

No advertising vehicles or conveyances designed solely or primarily for the purpose of advertising shall be driven or used upon the streets. Nothing herein contained shall prevent the placing of usual business signs and notices upon vehicles used in the normal course of business.

(Code 1970, § 3-10)

**Cross references:** Motor vehicles and traffic, Ch. 15; vehicles for hire, Ch. 24.

### **Sec. 3-11. Signs on public property.**

- (a) No person shall paint, mark or write on, or post or otherwise affix, any hand-bill or sign to or upon any public property, public right-of-way, park, sidewalk, crosswalk, curb, curbstone, street lamp post, hydrant, tree, shrub, tree stake or guard, railroad trestle, electric light or power or telephone or telegraph or trolley, wire pole, or wire appurtenance thereof or upon any fixture of the fire alarm or police telegraph system or upon any lighting system, public bridge, drinking fountain, street sign or traffic sign.
- (b) Any hand-bill or sign found posted, or otherwise affixed contrary to the provisions of this section may be removed by the New Britain department of public works, or its designee. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the department of public works, or its designee, is authorized to effect the collection of said cost.
- (c) Nothing in this section shall apply to the installation of a metal plaque or plate or individual letters or figures in a sidewalk commemorating an historical, cultural, or artistic event, location or personality for which the department of public works has granted a written permit.
- (d) Nothing in this section shall apply to the painting of house numbers upon curbs for purposes of identification.

(No. 27538-1, 6-11-03)

## **Chapter 4 ALCOHOLIC BEVERAGES\***

---

**\*Cross references:** Licenses, permits and miscellaneous business regulations, Ch. 14; motor vehicles and traffic, Ch. 15; police, Ch. 20; operation of motor vehicle while intoxicated or drugged prohibited, § 15-3; bringing intoxicating liquor into public parks restricted, § 17-46.

**State law references:** Liquor permits, G.S. §§ 30--14-30-62a; classes of liquor permits, G.S. § 30-15; liquor manufacturer's permit, G.S. § 30-16; liquor wholesaler's permit, G.S. § 30-17; hotel liquor permits, G.S. § 30-21; restaurant liquor permits, G.S. § 30-22; tavern permits, G.S. § 30-26; druggist liquor permit, G.S. § 30-36; storage of liquor; approval required, G.S. § 30-38; application for liquor permit, G.S. 30-39; liquor permit fees, G.S. § 30-41; granting and denial of liquor permits, G.S. § 30-43; permit to specify location and revocability, G.S. § 30-52; revocation of liquor permit, G.S. §§ 30-55--30-59; prohibition against unauthorized sale of liquor, G.S. § 30-74; sales to minors, intoxicated persons and drunkards, G.S. § 30-86; hours and days of closing, G.S. § 30-91.

---

### **Sec. 4-1. Hours and days of sale restricted.**

- (a) The sale or the dispensing or consumption or the presence in glasses or other